

FEB 11 2003 12:37

FROM: AKERMAN SENTERFITT

5616596313

65E
T-599 P 01

F-809

FEB 11 2003

Boca Raton
Fort Lauderdale
Jacksonville
Miami
Orlando
Tallahassee
Tampa
West Palm Beach

Akerman Senterfitt
ATTORNEYS AT LAW

Esperante Building
222 Lakeview Avenue, Suite 400
West Palm Beach, Florida 33401-6183
Post Office Box 3188 *mail*
West Palm Beach, Florida 33402-3188
www.akerman.com
561 653 5000 *tel* 561 659 6313 *fax*

FAX COVER SHEET

From: Pamela Lambert

Date: February 11, 2003

PLEASE DELIVER 19 PAGE(S) (including cover sheet) TO:

Name: **Box Missing Parts**
Company: United States Patent and Trademark Office

Fax Number: **703-746-4060**
Phone Number:

Please call (561) 653-5000, Ext. 3308 if you do not receive all the pages.

Comments/Special Instructions

In re Application of SANSEVERINO, et al.

Application No. 09/923,132

Date Filed: August 6, 2001 Group: 1641

For: BIOLUMINESCENT METHODS FOR DIRECT VISUAL DETECTION OF ENVIRONMENTAL COMPOUNDS

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Client/Matter No: 6704-15-1-120188

Equitrac ID: 1655

(WP121412:1)

FEB-11-03 12:38

FROM-AKERMAN SENTERFITT

5616596313

T-599 P 02/19 F-809

FEB 11 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of SANSEVERINO, et al.

Application No.: 09/923,132

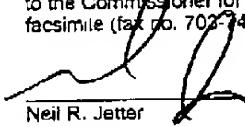
Examiner:

Date Filed: August 6, 2001

Group: 1641

For: BIOLUMINESCENT METHODS FOR DIRECT VISUAL DETECTION OF
ENVIRONMENTAL COMPOUNDS

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this correspondence is being transmitted
to the Commissioner for Patents, Washington, DC 20231 via
facsimile (fax no. 703-246-4050) on 2/11/03.


Neil R. Jetter Reg. No. 46,803

TRANSMITTAL LETTER

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

Dear Sir:

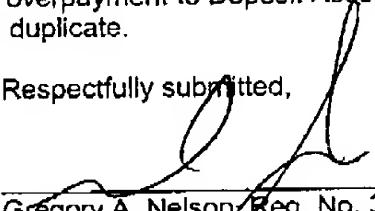
Please find enclosed for filing the following:

- Copy of Incomplete Reply (Nonprovisional) dated February 4, 2003;
- Response to Incomplete Reply (Nonprovisional);
- Copy of Response to 37 C.F.R. §1.53(f) Notice;
- Declaration executed on behalf of Gary S. Sayler, Steven A. Ripp
and John Sanseverino;
- Power of Attorney;
- Request for Corrected Filing Receipt;
- Copy of Notice to File Missing Parts of Nonprovisional Application and filing receipt;
- Authorization to charge \$65.00 to Deposit Account No. 50-0951; and

Please charge any deficiencies or credit any overpayment to Deposit Account
No. 50-0951. This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Dated: 2/11/03


Gregory A. Nelson, Reg. No. 30,577
Neil R. Jetter, Reg. No. 46,803
AKERMAN SENTERFITT
222 Lakeview Avenue, Suite 400
P.O. Box 3188
West Palm Beach, FL 33402-3188
Tel: 561-653-5000

03/04/2003 MMARML 00000007 500951 09923132
01 FC:2051 65.00 CH

Docket No. 6704-15-1

{WP121369:1}

FEB-11-03 12:38

FROM-AKERMAN SENTERFITT

5616596313

T-599 P 03/19 F-809



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/923,132	08/06/2001	John Sanseverino	6704-15-1

Akerman, Senterfitt & Eidson, P.A.
Suite 400
222 Lakeview Avenue
West Palm Beach, FL 33401

CONFIRMATION NO. 8944
FORMALITIES LETTER



"OC000000009467823"

Date Mailed: 02/04/2003

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 09/20/2001 to the Notice to File Missing Parts (Notice) mailed 11/15/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 was not received.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

BB
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FEB 11 2003 12:38

FROM-AKERMAN SENTERFITT

5616596313

T-599 P 04/19 F-809

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re: Application of SANSEVERINO, et al.

Application No.: 09/923,132

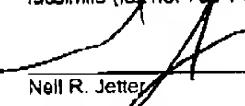
Examiner:

Date Filed: August 6, 2001

Group: 1641

For: BIOLUMINESCENT METHODS FOR DIRECT VISUAL DETECTION OF
ENVIRONMENTAL COMPOUNDS

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this correspondence is being transmitted
to the Commissioner for Patents, Washington, DC 20231 via
facsimile (fax no. 703-746-4060) on 2/11/03.


Neil R. Jetter Reg. No. 46,803

RESPONSE TO INCOMPLETELY REPLY (NONPROVISIONAL)

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

Dear Sir:

Applicants' received a Notice of Incomplete Reply (Nonprovisional) dated February 4, 2003 indicating that the previously submitted documents were not received in the above-referenced matter. Applicants hereby resubmit copies of the following documents which were previously properly filed via U.S. Mail with the United States Patent and Trademark Office on November 21, 2001. The previously submitted documents include:

- Response to 37 C.R.F. §1.53(f) Notice including authorization to charge \$65.00 to Deposit Account No. 50-0951;
- Declaration executed on behalf of Gary S. Sayler, Steven A. Ripp and John Sanseverino;
- Power of Attorney;
- Request for Corrected Filing Receipt
- Copy of Notice to File Missing Parts of Nonprovisional Application and filing receipt; and
- One (1) postcard.

Based on the evidence provided herein that the above-referenced documents were timely filed, Applicant submits no extension fees should be due for re-filing the same. However,

{WP121369:1}

FEB-11-03 12:39

FROM-AKERMAN SENTERFITT

5616596313

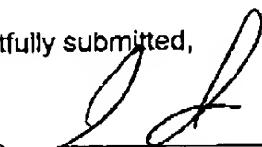
T-599 P 05/19 F-809

If a fee is due, please charge any further deficiencies or credit any overpayment to Deposit
Account No. 50-0951.

Respectfully submitted,

Dated: 2/11/03

Docket No. 6704-15-1



Gregory A. Nelson, Reg. No. 30,577
Neil R. Jetter, Reg. No. 46,803
AKERMAN SENTERFITT
222 Lakeview Avenue, Suite 400
P.O. Box 3188
West Palm Beach, FL 33402-3188
Tel: 561-653-5000

{WP121369:1}

Received from <5616596313> at 2/11/03 12:44:22 PM [Eastern Standard Time]

CERTIFICATE OF MAILING
37 CFR 1.8 (a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on November 21, 2001.

Barbara S. Kitchell
Barbara S. Kitchell

FEB 11 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
	§	
JOHN SANSEVERINO	§	
GARY S. SAYLER	§	Examiner: unknown
STEVEN A. RIPP	§	
Serial No.: 09/923,132	§	Group Art Unit: 1641
Filed: 08/06/01	§	Atty Dkt No.: 6704-15-1
BIOLUMINESCENT METHODS	§	
FOR DIRECT VISUAL	§	
DETECTION OF	§	
ENVIRONMENTAL COMPOUNDS	§	

RESPONSE TO 37 C.F.R. § 1.53(f) NOTICE

BOX MISSING PART
Commissioner for Patents
Washington, DC 20231

Sir:

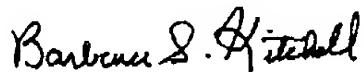
In response to Notice to File Missing Parts of Nonprovisional Application under 37 C.F.R. § 1,53 (f), dated November 15, 2001, there are enclosed herewith:

- (1) Declaration executed on behalf of Gary S. Sayler, Steven A. Ripp and John Sanseverino;
- (2) Power of Attorney;
- (3) Request for Corrected Filing Receipt;
- (4) Copy of Notice to File Missing Parts of Nonprovisional Application and filing receipt;
and
- (5) 1 postcard.

Please deduct the required fee or any additional fees under 37 C.F.R. §§ 1.16-1.21 relating to the enclosed materials, from Akerman Senterfitt Deposit Account No. 50-0951.

Please date stamp and return the enclosed postcard to evidence receipt of these documents.

Respectfully submitted,



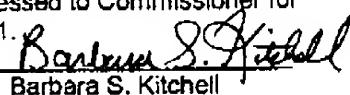
Barbara S. Kitchell
Reg. No. 33,928
Attorney for Applicants
AKERMAN SENTERFITT
222 Lakeview Ave., Ste. 404
West Palm Beach, Florida 33401
Tel. 561.671.3665

Dated: November 21, 2001

CERTIFICATE OF MAILING
37 CFR 1.8 (a)

FEB 11 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on November 21, 2001.


Barbara S. Kitchell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
JOHN SANSEVERINO	§	
GARY S. SAYLER	§	Examiner: unknown
STEVEN A. RIPP	§	
Serial No.: 09/927895	§	Group Art Unit: 1641
Filed: 08/06/01	§	Atty Dkt No.: 6704-15-1
BIOLUMINESCENT METHODS	§	
FOR DIRECT VISUAL	§	
DETECTION OF	§	
ENVIRONMENTAL COMPOUNDS	§	

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Please find enclosed a copy of the Official Filing Receipt, which we received in connection with the above-identified application. Applicant respectfully requests a corrected Official Filing Receipt, which rectifies the following errors:

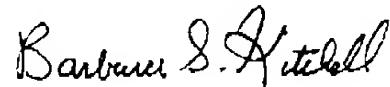
In the "Applicant" section, please correct "John Sanseverino, Residence Not Provided", "Gary S. Sayler, Residence Not Provided" and "Steven A. Ripp, Residence Not Provided" to read as follows:

- John Sanseverino, Knoxville, TN
- Gary S. Sayler, Blaine, TN
- Steven A. Ripp, Knoxville, TN

{WP068304:1}

Correction of the error and prompt forwarding of a corrected filing receipt are respectfully requested.

Respectfully submitted,



Dated: November 21, 2001

Barbara S. Kitchell
Reg. No. 33,928
Attorney for Applicants
AKERMAN SENTERFITT
222 Lakeview Ave., Ste. 404
West Palm Beach, Florida 33401
Tel. 561.671-3665

Docket No 6704-15-1

{WP068304;2}

2



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/923,132	08/06/2001	1641	589	6704-15-1	12	27	3

FEB 11 2003

Akerman, Senterfitt & Eidson, P.A.
 Suite 400
 222 Lakeview Avenue
 West Palm Beach, FL 33401

CONFIRMATION NO. 8944
FILING RECEIPT

 "0C000000007076595"

Data Mailed: 11/15/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John Sanseverino, Residence Not Provided; - *KNOXVILLE, TN*
 Gary S. Sayler, Residence Not Provided; - *BLAINE, TN*
 Steven A. Ripp, Residence Not Provided; - *KNOXVILLE, TN*

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/225,232 08/14/2000

Foreign Applications**If Required, Foreign Filing License Granted 09/13/2001****Projected Publication Date: To Be Determined - pending completion of Missing Parts****Non-Publication Request: No****Early Publication Request: No****** SMALL ENTITY ******Title**

Bioluminescent methods for direct visual detection of environmental compounds

Preliminary Class



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/923,132	08/06/2001	John Sanseverino	6704-15-1

FEB 11 2003

Akerman, Senterfitt & Eidson, P.A.
 Suite 400
 222 Lakeview Avenue
 West Palm Beach, FL 33401

CONFIRMATION NO. 8944
 FORMALITIES LETTER

 70C000000007076586

Date Mailed: 11/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. *A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 65 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

FEB-11-03 12:42

FROM-AKERMAN SENTERFITT

5616596313

T-599 P 17/19 F-809

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FEB 11 2003

Serial No.: 09/923132 Docket No.: 6704-15-1
Client: University of Texas

Assistant Commissioner
for Patents

Sir:

Please acknowledge receipt of the
paper(s) noted hereon by stamping
the date received and returning this
card to the undersigned.

Respectfully,

AKERMAN SENTERFITT

BSR/VB

- Application
- Submission of Formal Drawings
- Sheets of Drawing _____
- Declaration/POA _____
Fee (\$ 65.00)
- Amendment/Response 5/1/2003 copy to
- Request for Extension of Time
- Assignment & Recordation Coversheet
- Verified Statement/Small Entity Status
Transmittal Letter copy to 6704-15-1
- PTO-853 (Issue Fee Transmittal)
- PTO-1449 Refs.
copy to 6704-15-1

Express Mail No. _____

Serial No.: 09/923,132 Docket No.: 6704-156
Client: University of Tennessee

**Assistant Commissioner
for Patents**

Sir:

Please acknowledge receipt of the paper(s) noted hereon by stamping the date received and returning this card to the undersigned.

Respectfully,

AKERMAN SENDERI

BSK/VB

- Application
- Submission of Formal Drawings
- Sheets of Drawing _____
- Declaration/POA _____
- Fee (\$ 150) _____
- Amendment/Response copy of filing receipt
- Request for extension of time
- Assignment & Recordation Coversheet
- Verified Statement/Small Entity Status
- Transmittal Letter - Response to filing
- PTOL-85B/Issue Fee Transmittal
- IDS, PTO-1449, Refs.
- POST CARD
- copy of filing receipt + NMAP

Express Mail No.

FEB 11 2003

AKERMAN SENTERFITT

Fourth Floor
222 Lakeview Avenue
P.O. Box 3188
West Palm Beach, Florida 33402-3188

30